

1 BILL NO. S-90-07-20

2 SPECIAL ORDINANCE NO. S-185-90

3 AN ORDINANCE approving
4 Contract #90-WP-02, DISPOSAL
5 OF FILTRATION LIME, ALTERNATE
6 BID between BOCKEY'S AG LIME
7 and the City of Fort Wayne,
8 Indiana, in connection with
9 the Board of Public Works and
10 Safety.

11 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON
12 COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

13 SECTION 1. That the Contract #90-WP-02, DISPOSAL
14 OF FILTRATION LIME, ALTERNATE BID by and between BOCKEY'S AG
15 LIME and the City of Fort Wayne, Indiana, in connection with
16 the Board of Public Works and Safety, is hereby ratified,
17 and affirmed and approved in all respects, respectfully for:

18 the disposal of Filtration
19 Lime, Alternate Bid;


20 involving a total cost of One Hundred Fifty-Six Thousand
21 Sixty and no/100 Dollars (\$156,060.00).

22 SECTION 2. Prior Approval has been requested from
23 Common Council on June 26, 1990. Two copies of said
24 Contract are on file with the Office of the City Clerk and
25 made available for public inspection, according to law.

26 SECTION 3. That this Ordinance shall be in full
27 force and effect from and after its passage and any and all
28 necessary approval by the Mayor.

29 
30 Councilmember

31 APPROVED AS TO FORM
32 AND LEGALITY

33 
J. Timothy McCaulay, City Attorney

THIS CONTRACT made by and between the City of Fort Wayne, by and through its Board of Public Works and Safety (hereinafter referred to as "City"), and Bockey's (hereinafter referred to as "Contractor").

WHEREAS, the City has advertised for bids on the disposal of spent filtration lime from the sludge drying lagoons, located at 5510 Lake Avenue, Fort Wayne, Indiana; and

WHEREAS, the parties desire to enter into a non-exclusive contract with regard to said lime sludge for the year 1990, and

WHEREAS, the parties have reached certain understandings and agreements with regard to said supply, loading, hauling and spreading, the parties now agree as follows:

1. The bid specifications prepared by City and on file in the office of the Board of Public Works and Safety, Room 920, 9th Floor, City/County Building, One Main Street, Fort Wayne, Indiana, are attached hereto as Exhibit "A" and incorporated in this agreement.

2. The attached Exhibit "A" shall constitute the specific terms of the contract between the parties unless indicated to the contrary herein.

3. Contract Specification G.6.b is amended to read that should Contractor fail to haul and apply 18,000 dry tons of filtration lime as agreed within 365 days of awarding the contract (or by any other date mutually agreed to in writing) the Contractor shall be liable to the City for liquidated damages of \$100.00/day for each and every day after 365 days after award of the contract.

4. All references in the attached Exhibit "A" to "bidder" shall be construed as a reference to Contractor.

5. Upon periodic written request from City, Contractor shall provide City with a written report verifying the rates and uniformity of sludge application.

6. Results of all soil tests conducted by or for Contractor must contain the lime application rate and C.E.C. value.



AND LOAN ASSOCIATION

114 E. THIRD STREET
P. O. BOX 427
DELPHOS, OHIO 45833
(419) 692-2010



SINCE 1893

June 30, 1990

To Whom It May Concern:

Steven E. Bockey and
Joan B. Bockey
RFD #1, Delphos-Jennings Rd.
Delphos, Ohio 45833

Steven E. Bockey and Joan B. Bockey currently have a Line-of-Credit account with our association. Their line-of-credit is for \$41,600.00.

Steven E. Bockey and Joan B. Bockey currently have \$22,074.30 on deposit in our association.

Very truly yours,

Linda S. Hoffman
Linda S. Hoffman
Loan Officer

We Authorize Citizens Federal Savings & Loan to release this information.

Steven E. Bockey

Joan B. Bockey



Read the first time in full and on motion by Burns, seconded by Salerno, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 7-10-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns, seconded by Salerno, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY	<u>✓</u>			
BURNS	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
REDD	<u>✓</u>			
SCHMIDT				<u>✓</u>
TALARICO	<u>✓</u>			

DATED: 7-24-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. S-185-90 on the 24th day of July, 1990,

Sandra E. Kennedy ATTEST
SANDRA E. KENNEDY, CITY CLERK

SEAL
Charles E. Riedel
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of July, 1990, at the hour of 11:00 o'clock A. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 27th day of July, 1990, at the hour of 4:30 o'clock P. M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

Admn. Appr.

TITLE OF ORDINANCE: Contract for #90-WP-02, Disposal of Filtration
Lime, Alternate Bid.

DEPARTMENT REQUESTING ORDINANCE: Board of Public Works & Safety

SYNOPSIS OF ORDINANCE: Contract #90-WP-02, Disposal of Filtration
Lime, Alternate Bid **PRIOR APPROVAL RECEIVED ON 6/26/90**

Bockey's Ag Lime is the contractor.

EFFECT OF PASSAGE: Disposal of Filtration Lime

EFFECT OF NON PASSAGE:

S-90-07-20

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) \$156,060.00
\$8.67/ton for 18,000 tons

ASSIGNED TO COMMITTEE:

BILL NO. S-90-07-20

REPORT OF THE COMMITTEE ON CITY UTILITIES

PAUL M. BURNS, CHAIRMAN
MARK E. GIAQUINTA, VICE CHAIRMAN
HENRY, LONG, TALARICO

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving Contract
#90-WP-02, DISPOSAL OF FILTRATION LIME, ALTERNATE BID
between BOCKEY'S AG LIME and the City of Fort Wayne, Indiana,
in connection with the Board of Public Works and Safety

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~) XXXX

DO PASS

DO NOT PASS

ABSTAIN

NO REC

DATED: 7-24-90.

Sandra E. Kennedy
City Clerk